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11035 U.S. PTO

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PTO/SB/05 (11-00)

Approved for use through 10/31/2002. OMB 0651-0032

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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### UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No. 005217.P005c

(maximum 12 characters)

First Named Inventor Mai-Ian Tomsen

Title: METHOD AND SYSTEM TO DEFER TRANSACTIONS CONDUCTED VIA INTERACTIVE TELEVISION

Express Mail Label No. EL431685292US

ADDRESS TO: Assistant Commissioner for Patents  
Box Patent Application  
Washington, D. C. 20231

### APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1.        Fee Transmittal Form (e.g., PTO/SB/17)  
(Submit an original, and a duplicate for fee processing)
2.        Applicant Claims Small Entity Status. (37 CFR 1.27)
3.   X   Specification (Total Pages   28  )  
(preferred arrangement set forth below)
  - Descriptive Title of the Invention
  - Cross Reference to Related Applications
  - Statement Regarding Fed sponsored R & D
  - Reference sequence listing, a table,  
or a computer program listing appendix
  - Background of the Invention
  - Brief Summary of the Invention
  - Brief Description of the Drawings (if filed)
  - Detailed Description
  - Claim(s)
  - Abstract of the Disclosure
4.   X   Drawings(s) (35 USC 113) (Total Sheets   9  )
5.   X   Oath or Declaration (Total Pages   5  )
  - a.        Newly Executed (Original or Copy)
  - b.        Copy from a Prior Application (37 CFR 1.63(d))  
(for Continuation/Divisional with Box 17 completed)
    - i.        DELETIONS OF INVENTOR(S) Signed statement attached deleting  
inventor(s) named in the prior application, see 37 CFR 1.63(d)(2)  
and 1.33(b).
  - c.   X   Unsigned.
6.        Application Data Sheet. (37 CFR 1.76)
7.        CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
8.        Nucleotide and/or Amino Acid Sequence Submission  
(if applicable, all necessary)
  - a.        Computer Readable Form (CRF)
  - b.        Specification Sequence Listing on:
    - i.        CD-ROM or CD-R (2 copies); or
    - ii.        paper
  - c.        Statement verifying identity of above copies

# **ACCOMPANYING APPLICATION PARTS**

9. ☐ **Assignment Papers (cover sheet & documents(s))**
10. ☐ a. Separate 37 CFR 3.73(b) Statement (where there is an assignee)
10. ☐ b. Power of Attorney
11. ☐ English Translation Document (if applicable)
12. ☐ a. Information Disclosure Statement (IDS)/PTO-1449
12. ☐ b. Copies of IDS Citations
13. ☐ **Preliminary Amendment**
14. ☒ **Return Receipt Postcard (MPEP 503) (Should be specifically itemized)**
15. ☐ Certified Copy of Priority Document(s) (if foreign priority is claimed)
16. ☒ **Request and Certification under 35 U.S.C. 122(b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.**
17. ☒ Other: separate title page with express mail certificate, copy of postcard and attorney's signature

**18A. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information:**

☒ Continuation ☐ Divisional ☐ Continuation-in-part (CIP)  
 Of Prior Application No.: 09/728,844 Examiner 60/220,798 Group Art Unit \_\_\_\_\_  
 (which claims priority to prior application no. 60/220,798  
 and also claims priority to prior application no. 60/236,422,  
 which is a ☐ continuation/ ☐ divisional/ ☐ CIP of prior application no. \_\_\_\_\_) (List entire chain of priority)

**Applicant(s):** Also include a Preliminary Amendment to amend the specification to claim priority.  
**For CONTINUATION AND DIVISIONAL APPS only:** The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

**18B. Statement under 37 CFR 3.73(b) for continuing application:**

The undersigned states that \_\_\_\_\_ (name of assignee) is the assignee of the entire right, title, and interest in the accompanying patent application by virtue of an assignment recorded in the Patent and Trademark Office at Reel. No. \_\_\_\_\_ Frame No. \_\_\_\_\_ (or a copy of which is attached).

**19. Correspondence Address**

☐ Customer Number or Bar Code Label \_\_\_\_\_  
 or \_\_\_\_\_ (Insert Customer No. or Attach Bar Code Label here)

☒ Correspondence Address Below

NAME Dennis M. de Guzman  
BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

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Seventh Floor

CITY Los Angeles STATE California ZIP CODE 90025-1026

Country U.S.A. TELEPHONE (425) 827-8600 FAX (425) 827-5644

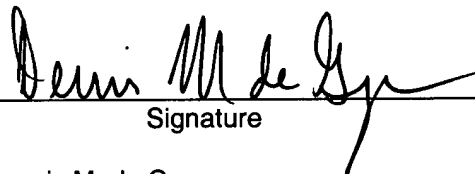
Name (PRINT/TYPE): Dennis M. de Guzman Registration No.: 41,702  
 Signature: *Dennis M. de Guzman* Date: 4/11/01

**REQUEST AND CERTIFICATION UNDER 35 U.S.C. 122(b)(2)(B)(i)**First Named Inventor Mai-lan TomsenTitle METHOD AND SYSTEM TO DEFER TRANSACTIONS CONDUCTED VIA INTERACTIVE TELEVISIONAttorney Docket No. 005217.P005C

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

4/11/01

Date



Signature

Dennis M. de Guzman

Typed or Printed Name

41,702

Registration No.

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months after the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

Send to: Assistant Commissioner for Patents, Washington, D.C. 20231

Our Reference: 005217.P005C

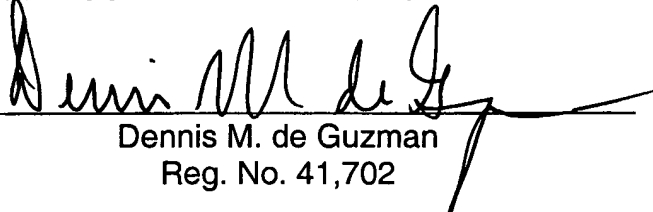
Patent

METHOD AND SYSTEM TO DEFER TRANSACTIONS CONDUCTED VIA  
INTERACTIVE TELEVISION

Inventors: Mai-lan Tomsen and Anthony F. Istvan

Respectfully submitted,

BLAKELY SOKOLOFF TAYLOR & ZAFMAN LLP

  
Dennis M. de Guzman  
Reg. No. 41,702

"Express Mail" mailing label number: EL431685292US  
Date of Deposit: April 11, 2001

I hereby certify that I am causing this paper or fee to be deposited with  
the United States Postal Service "Express Mail Post Office to Addressee"  
service on the date indicated above and that this paper or fee has been  
addressed to the Assistant Commissioner for Patents, Washington, D. C.  
20231

Melanie Besecker

(Typed or printed name of person mailing paper or fee)

Melanie Besecker 4-11-01  
(Signature of person mailing paper or fee) (Date signed)

Serial/Patent No.: New Application Filing/Issue Date: Herewith  
Client: Digeo Broadband, Inc.  
Title: METHOD AND SYSTEM TO DEFER TRANSACTIONS CONDUCTED VIA  
INTERACTIVE TELEVISION  
BSTZ File No.: 005217.P005C Atty/Secty Initials: DMG:mmb  
Date Mailed: April 11, 2001 Docket Due Date: \_\_\_\_\_

The following has been received in the U.S. Patent & Trademark Office on the date stamped hereon:

- ☐ Amendment/Response (\_\_\_\_pgs.)
- ☐ Appeal Brief (\_\_\_\_pgs.) (in triplicate)
- ☐ Application - Utility (\_\_\_\_pgs., with cover and abstract)
- ☒ Application - Rule 1.53(b) Continuation (28pgs.)
- ☐ Application - Rule 1.53(b) Divisional (\_\_\_\_pgs.)
- ☐ Application - Rule 1.53(b) CIP (\_\_\_\_pgs.)
- ☐ Application - Rule 1.53(d) CPA Transmittal (\_\_\_\_pgs.)
- ☐ Application - Design (\_\_\_\_pgs.)
- ☐ Application - PCT (\_\_\_\_pgs.)
- ☐ Application - Provisional (\_\_\_\_pgs.)
- ☐ Assignment and Cover Sheet
- ☒ Certificate of Mailing
- ☒ Declaration & POA (5pgs.) (unsigned)
- ☐ Disclosure Docs & Orig &  
Copy of Inventor's Signed Letter (\_\_\_\_pgs.)
- ☒ Drawings: 9 # of sheets includes 9 figures
- ☒ Other \* separate title page with express mail certificate, copy of postcard and attorney's signature (1pg)  
\* PTO form 58/35 (1pg) (pg 3 of transmittal)
- ☒ Express Mail No.: EL431685292US Check No. \_\_\_\_\_
- ☐ \_\_\_\_\_ Month(s) Extension of Time Amt: \_\_\_\_\_
- ☐ Information Disclosure  
Statement & PTO-1449 (\_\_\_\_pgs.) ☐ Check No. \_\_\_\_\_
- ☐ Issue Fee Transmittal Amt: \_\_\_\_\_
- ☐ Notice of Appeal
- ☐ Petition for Extension of Time
- ☐ Petition for \_\_\_\_\_
- ☒ Postcard
- ☐ Power of Attorney (\_\_\_\_pgs.)
- ☐ Preliminary Amendment (\_\_\_\_pgs.)
- ☐ Reply Brief (\_\_\_\_pgs.)
- ☐ Response to Notice of Missing Parts
- ☐ Small Entity Declaration for Indep. Inventor/Small Business
- ☒ Transmittal Letter, in duplicate (3pgs each)
- ☐ Fee Transmittal, in duplicate